



INDIANA
WORKFORCE
DEVELOPMENT
AND ITS **WorkOne** CENTERS

FORMAL COMMUNICATION

TO: Indiana's Workforce Investment System

FROM: Amy L. Smith-Rubeck, MA, LMHC
Director of Policy

DATE: August 15, 2008

**Technical Assistance Bulletin
TAB 2008-04**

Clarification of Indiana's ATA Airlines National Emergency Grant Program WorkOne Procedures

Background

On April 4, 2008, ATA Airlines announced its intent to cease operations and close all of its facilities in Indiana and throughout the country. ATA Airlines filed a WARN notice with the Indiana Department of Workforce Development that indicated 585 individuals would be dislocated as a result of the closure. In response to these events, the Indiana Department of Workforce Development (DWD) submitted a National Emergency Grant (NEG) request to the United States Department of Labor (USDOL). On June 24, 2008, the Department was notified by the USDOL that its NEG application had been approved, and it should commence with offering services under the ATA NEG.

Purpose

To clarify guidance provided in Technical Assistance Bulletin 2008-03 published on August 6, 2008

Content

The Indiana Department of Workforce Development was provided a list of dislocated workers by ATA Airlines following its closure announcement on April 4, 2008.

Unfortunately, this list contained individuals in excess of the 585 individuals on the April 4, 2008 WARN notice. The employer list did not differentiate those individuals covered under the April 4, 2008 WARN from the remainder. This makes determining eligibility for the project difficult as there are approximately 131 individuals dislocated on previous ATA WARN notices and layoffs who are ineligible for services. Their dislocations occurred more than 120 days prior to the April 4, 2008 dislocation announcement. NEG regulations allow for services to be provided to employees dislocated within 120 days prior to the formal dislocation event announcement. Therefore, **it is imperative** that WorkOne staff ascertain the date of dislocation PRIOR to offering or providing NEG funded services.

In the previous Technical Assistance Bulletin, TAB 2008-03, the Department stated that services provided to ATA workers dislocated prior to April 4, 2008 would be considered disallowed costs. At the time, the Department was unaware that ATA Airlines had issued notices of dislocation to the workers dated April 3, 2008 or earlier.

To clarify and to ensure that no eligible ATA worker is denied access to training, the Department is revising its guidance to state the following:

NEG funded services provided to individuals dislocated prior to December 6, 2007 (which is 120 days before the WARN layoff date) shall be considered disallowed costs. Individuals are eligible to participate in the ATA NEG program if they were dislocated from ATA Airlines on or after December 6, 2007 and meet all regular WIA criteria for the provision of ITA and supportive services.

Those ATA employees dislocated prior to December 6, 2007 shall be provided services as a regular dislocated worker funded by the local area's regular Dislocated Worker Formula Allocation.

Action

WorkOne staff should follow this latest guidance when serving potential participants in ATA Airlines National Emergency Grant Program.

Questions regarding this TAB should be directed to:

Amy L. Smith-Rubeck, MA, LMHC

Director of Policy

Indiana Department of Workforce Development

10 N. Senate Ave. RM SE304

Indianapolis, IN 46204-2277

E-mail: ARubeck@dwd.IN.gov

Please note that previously issued Technical Assistance Bulletins can be reviewed on the Indiana Department of Workforce Development website at <http://www.in.gov/dwd/3447.htm>.